

Certificate of Mailing Under 37 C.F.R. §1.8

I hereby certify that this correspondence and any paper referred to as being attached or enclosed) is being mailed via "First Class Mail" of the United States Postal Service on the date shown below in an envelope addressed to the Assistant Commissioner for Patents, U.S. Patent & Trademark Office, Washington, D.C. 20231

Dated: July 23, 2002

By: Karyn F. Massie

Karyn F. Massie



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILING COMPLETION UNDER RULE 53(f)

(NOT PCT Applications)

For Design, Provisional, or Utility Applications

PATENT
APPLICATIONCOMPLETION Under
Rule 53(f)

Attn: Application Division

In re PATENT APPLICATION of

Inventor(s): HUANG, et al

Appln. No.: 10 | 041,859
Series Code ↑ | Serial No. ↑Atty.Dkt. P | 087102/0272537 |
M# | Client Ref

Filed: January 7, 2002

Title: INHIBITORS OF APOPTOSIS PROTEINS AND NUCLEIC ACIDS AND METHODS FOR MAKING AND USING THEM

Hon. Commissioner of Patents
Washington, DC 20231

Date: July 23, 2002

Sir:

The following completes the filing under Rule 53(f) of the above-identified patent application:

1. Notice to File Missing Parts ☒ copy attached ☐ not yet received
2. ☒ Signed Declaration attached. ☒ Original ☐ Facsimile/Copy

(Always "X" box 2 if filing signed Declaration and

"X" box 2A only if top box of the Declaration is X'd and file application copy, or"X" box 2B only if none of the top three boxes of the Declaration is X'd.)2A. ☐ Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.2B. ☐ The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.

- 3.
- ☐
- Specification originally filed in non-English language; hence verified translation attached of:

a. ☐ Abstractb. # pages of Specification (only spec. & claims)c. ☐ Drawing(s)

No of Sheets

☐ Fig(s).

- 4.
- ☐
- Letter filing
- formal
- drawing attached.

- 5.
- ☐
- Attached is an assignment and cover sheet.
- Please return the recorded assignment
- to the undersigned.

- 6.
- DOMESTIC/INTERNATIONAL
- priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1) 60/260,478	January 8, 2001	(2)	
(3)		(4)	
(5)		(6)	

7. **FOREIGN** priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in _____

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	

9. _____ (No.) Certified copy (copies): ☐ attached; ☐ previously filed (date) _____
in U.S. Application No. _____ / _____ filed on _____10. Small Entity Status ☐ is Not claimed ☒ is claimed (file PAT-256 if this is the first claim of Small Entity Status)11. ☒ Attached: Substitute Drawings in compliance with 37 CFR 1.84(g); Check in the amount of \$785.00; and return postcard.12. ☐ Please see the attached Preliminary Amendment which reduces the number of claims for purposes of reducing the initial filing fee.

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY
CHANGED BY PRELIMINARY AMENDMENT PER ITEM 12 ABOVE**

		Large/Small Entity		Fee Code
13. Basic Filing Fee Design Application		\$330/\$165		106/26
Not Design Application		\$740/\$370		101/201
14. Total Effective Claims	minus 20 =	x \$18/\$9	+0	103/203
15. Independent Claims	minus 3 =	x \$84/\$42	+0	102/202
16. If <u>any proper</u> multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a reissue application)		\$280/\$140	+0	104/204
17. Surcharge for filing Declaration/filing fee late		\$130/\$65	+65	105/205
18. FILING FEE =		\$65		
19. Original due date: April 8, 2002				
20. Petition is hereby made to extend the <u>original</u> due date to		(1 mo) \$110/\$55 =	+720	115/215
cover the date this response is filed for which the requisite fee		(2mos) \$400/\$200 =		116/216
is attached		(3mos) \$920/\$460 =		117/217
		(4mos) \$1,440/\$720 =		118/218
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee		\$130	+0	139
22. If "assignment" box 5 is X'd, add recording fee.		\$40	+0	581
23. Petition Fee for		\$130	+0	
24. TOTAL FEE =		\$785		
FEE ENCLOSED				

Our Deposit Account No. 03-3975

Our Order No. 087102 /027 2537

C#

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Winthrop LLP
Intellectual Property Group**

11682 El Camino Real, Suite 200
San Diego, CA 92130-2593
Tel: (619) 234-5000

By Atty: Robert M. Bedgood, Ph.D.

Reg. No. 43,488

Sig: 

Fax: (858) 509-4010
Tel: (858) 509-4065

Atty/Sec: RMB/kfm

NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments